



Patent US 205C2
Attorney Docket: 244,610-216
(formerly 271/094)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

McKenzie et al.

Serial No.: 10/077,312

Filed: February 15, 2002

For: PERFUSION SHUNT APPARATUS
AND METHOD

Group Art Unit: 3792

Examiner: U. Chattopadhyay

AMENDMENT AND RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed September 25, 2003. Please amend the subject application as follows.

Amendments to the drawings begin on page 2 of this paper.

Amendments to the specification begin on page 3 of this paper

Amendments to the claims begin on page 4 of this paper.

Remarks begin on page 8 of this paper.

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TECHNOLOGY CENTER R3700

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

March 25, 2004
Date of Deposit

Cynthia B. Pacheco
Cynthia B. Pacheco

IR1:1053479.1



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Patent US 205C2
Attorney Docket: 244,610-216
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In re the Application of:

McKENZIE et al.

Serial No.: 10/077,312

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For: **PERFUSION SHUNT APPARATUS AND
METHOD**

Group Art Unit: 3792

Examiner: U. Chattopadhyay

TRANSMITTAL LETTER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

1. This is a petition for an extension of time under 37 C.F.R. §1.136(a) for a total period of three months to respond to the Office Action mailed September 25, 2003, in the above patent application.

2. An Amendment and Response, copy of the inventors' Declaration, replacement sheet of Fig. 5, and one reference (Katz et al.) previously cited in connection with the matter for which this extension is requested is filed herewith.

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3. Fees for claims:

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Claims	No. Previously Paid For	Claims Remaining	No. to be Paid For	Large Entity Fee	Additional Fee Due
Total	23	- 9 =	0 x	\$18.00	\$0.00
Independent	3	- 1 =	0 x	\$86.00	\$0.00
Multiple Dependent	0	(if applicable) <input type="checkbox"/>		\$290.00	\$0.00
TOTAL OF ABOVE CALCULATIONS					\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.					\$0.00
<input type="checkbox"/>					
TOTAL FEES FOR CLAIMS SUBMITTED HERewith					\$0.00

4. The fee for the three-month extension of time for a large entity under 37 C.F.R.

§§1.17(a)(3) is \$950.00. The Commissioner is hereby authorized to charge \$950.00 to Deposit Account No. 50-2862 for the above fee(s).

5. If an additional extension of time is required, please consider this a petition therefor.

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: March 25, 2004

By: Diane K. Wong
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DKW/cp
Enclosures
IRI:1053552.1

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